

144917

HENRY L. DIAMOND  
 ALBERT J. BEVERIDGE, III  
 HAROLD HIMMELMAN  
 CHRISTOPHER H. BUCKLEY, JR.  
 STEPHEN L. GORDON  
 JONATHAN Z. CANNON  
 ALEXANDER W. SIERCK  
 JOHN N. HANSON  
 ANDREW E. MISHKIN  
 WILLIAM N. HEDEMAN, JR.  
 CYNTHIA A. LEWIS  
 KARL S. BOURDEAU  
 JOHN S. GUTTMANN  
 DON G. SCROGGIN  
 GARY J. SMITH  
 BENJAMIN F. WILSON  
 ROBERT BRAGER  
 RICHARD S. DAVIS  
 THOMAS RICHICHI  
 J. DANIEL BERRY  
 OLAN H. CANNON  
 VIRGINIA S. ALBRECHT  
 BRIAN H. SIEGEL  
 THOMAS R. DEROSA  
 DONALD J. PATTERSON, JR.  
 PAUL E. SHORE, III

OF COUNSEL  
 JOHN FRENCH III  
  
 SPECIAL COUNSEL  
 A. JAMES BARNES

BEVERIDGE & DIAMOND  
 SUITE 1705  
 TWO EMBARCADERO CENTER  
 SAN FRANCISCO, CA 94111  
 (415) 397-0100

LAW OFFICES  
**BEVERIDGE & DIAMOND, P. C.**

SUITE 700  
 1350 I STREET, N. W.  
 WASHINGTON, D. C. 20005

(202) 789-6000

TELECOPIER (202) 789-6190  
 TELEX 3725538 BEVDIA WSH

SUITE 1202  
 101 PARK AVENUE  
 NEW YORK, N. Y. 10178  
 (212) 557-3355

BEVERIDGE & DIAMOND  
 SUITE 400  
 ONE BRIDGE PLAZA  
 FORT LEE, N. J. 07024  
 (201) 585-8182

WRITER'S DIRECT DIAL NUMBER

(202) 789-6055

August 13, 1990

STEVEN F. HIRSCH  
 BRENDA MALLORY  
 MARK A. TURCO  
 THOMAS C. JACKSON  
 KATHRYN E. SZMUSZKOWICZ  
 HAROLD L. SEGALL  
 KENNETH S. KAUFMAN  
 CHARLES F. GAUVIN  
 MARC A. ZEPPELLO  
 CHERI C. WOLFF  
 CHRISTOPHER W. MAHONEY  
 STEVEN M. JAWETZ  
 DEVARIESTE CURRY  
 DAVID M. FRIEDLAND  
 ALISON A. KERESTER  
 ST. GRUZA  
 SUSAN KOROSTOFF OKUN  
 DOUGLAS B. WEINFELD  
 AARON H. GOLDBERG  
 DEBORAH K. GUNN  
 DEANNE L. AYERS-HOWARD  
 SUSAN M. EPHRON  
 SHELLEY V. LUCAS  
 KAREN C. KELLER  
 JANE S. CONVERSE  
 ALAN H. MCCONNELL  
 NANCY D. TAMMI  
 ELIZABETH S. POLINER  
 TERRY F. QUILL  
 DAVID G. ISAACS  
 DIANE L. GILDERSLLEEVE  
 KATHLEEN ROGERS  
 OLGA B. MORELAND  
 CRAIG B. KRAVITZ  
 DAVID A. MCKAY  
 MARGARET A. LATTIN  
 DAVID S. LANGER  
 MARGUERITE A. CEPHAS  
 CARRIE A. MINEART

\*NOT ADMITTED IN D. C.

Mr. Harry L. Schickling  
 Rubatex Corporation  
 906 Adams Street  
 Bedford, VA 24523

Re: Empire/Sauget

Dear Harry:

The enclosed is to settle the claim of the U.S. Environmental Protection Agency ("EPA") against Midwest Rubber and three others for expenses allegedly incurred in fencing off a contaminated portion of Dead Creek.

Horace Drake should sign a copy of the enclosed and send it to the address given at page 3, paragraph 3 of the enclosed. When all four potentially responsible parties (PRPs) have done so, the Regional Administrator for EPA Region V will sign it, initiate a 30-day public notice and comment period, and then (assuming that nothing in the public comment process disturbs the settlement) give us written notification that it is time to write the check. By verbal agreement with the other PRPs, each will pay one-fourth of the total amount, meaning that Empire will pay \$3,125 within 20 days after receiving the appropriate notice from EPA Region V.

CER 127392

*Mailed  
 8/17/90  
 L. J. Quigley*

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BEVERIDGE & DIAMOND, P. C.

Mr. Harry L. Schickling  
August 13, 1990  
Page 2

Please call me if you have any questions or comments.

Sincerely yours,



Paul Shorb

PES/jd  
Enclosure  
cc: Horace Drake✓(w/enclosure)

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